

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
5:24-cv-00108-MR**

DERRICK D. COLLINS,

Plaintiff,

vs.

FNU BARNES, et al.,

Defendants.

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ORDER

THIS MATTER is before the Court on review of the docket in this matter.

Pro se Plaintiff Derrick D. Collins ("Plaintiff") is a prisoner of the State of North Carolina currently incarcerated at Alexander Correctional Institution in Taylorsville, North Carolina. He filed this action under 42 U.S.C. § 1983 on April 25, 2024, under penalty of perjury. [Doc. 1]. On review of Plaintiff's Complaint, however, it was apparent that it was written and signed by another prisoner and frequent litigant before this Court, Wendell J. Le Maitre. [See Doc. 6 at 1-2]. The Court, therefore, struck the Complaint and required Plaintiff to resubmit his complaint on the proper form and signed by him within 21 days of the Court's Order. [Id. at 2]. The Court also ordered that this action would be dismissed without prejudice if Plaintiff did not timely

comply with the Court's Order. [Id.].

The deadline has passed, and Plaintiff has not filed a Complaint in accordance with the Court's Order. The Court will, therefore, dismiss this action without prejudice.

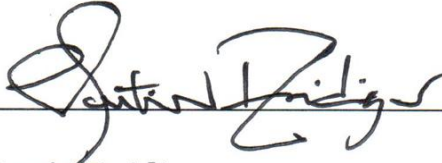
ORDER

IT IS, THEREFORE, ORDERED that this action is dismissed without prejudice.

The Clerk is instructed to terminate this action.

IT IS SO ORDERED.

Signed: June 10, 2024



Martin Reidinger
Chief United States District Judge

